

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION**

IN RE CELEBREX (CELECOXIB)
ANTITRUST LITIGATION

Lead Case No. 2:14-cv-00395

This Document Relates to:

All End-Payor Actions

**MOTION FOR DISMISSAL OF CLAIM WITH PREJUDICE AND
FOR ENTRY OF FINAL JUDGMENT**

Pursuant to Federal Rules of Civil Procedure 41(a)(2), 58(a), and 58(d), and by agreement with Defendants, End-Payor Plaintiffs hereby move this Court for an order: (1) converting the dismissals of End-Payor Plaintiffs' claims in the orders dated February 11, 2016 (Dkt. No. 80) and August 26, 2016 (Dkt. No. 99) from dismissals without prejudice to dismissals with prejudice; (2) entering final judgment thereon for purposes of an appeal; and (3) dismissing their remaining declaratory judgment claim with prejudice. Defendants ("Pfizer") do not oppose this Motion. A memorandum in support of this motion will be filed simultaneously herewith. A proposed order dismissing all claims and entering final judgment is attached as **Exhibit 1** hereto.

Dated: November 30, 2016

Respectfully submitted,

/s/ Wyatt B. Durette, Jr.

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CERTIFICATE OF SERVICE

I hereby certify that on November 30, 2016, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will automatically send email notification of such filing to all counsel of record.

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